TO STAND FOR

tion. Vote 6 to 2.

MAYOR BOATRIGHT

His Course

he "removal."

MAKES STATEMENT

Completely exonersting City Attor.

ney John C. Lewis from any blame

hat he doubted his right to remove

The mayor's statement on the

Lewis case was a long one, rehearing pretty much everything, from the

ampalish to the fuse at the police station a week ago, which led up to he "removal." The resolution that

regudiated the mayor's action and

nmended the city attorney we ort, sharp and to the point. I

thort, straight-arm snockout in ans

The resolution was introduced by

as passed without delute by a vot

The Council Resolution.

city of Albuquerque that the cit

attorney, John C. Lewis, is here fully exonerated from all blame

consure in connection with the

ity of Albuquerque, and that the cit-ouncil hereby decisives that the ac-

on of Mayor D. H. Roatright in at

empting to vacate the office of city

muncil, and the action of the cit

and order in the city of Albuquerque is hereby commended."

City Attorney Lowis was in his se

when the meeting opened, Early

cil's attention to the fact that he ha

received a notice of "removal" from

fathers that there was only one was

o remove an appointive office under

"I take this a asion to advise you

"The mayor may in his discretto

"Under ordinary circumstances

the circimstane

of overlook it with

to the position !

f Albuquerque hav

absence of a city officer from the cit

out sacrificing my self-respect an

coy attention, by

of my action on April 28, declarin-

Lewis, as city atterney of the city

the session he rose and called cou

This is the resolution.

ended by Councilman Skinner.

uncilman George C. Schoer and sec

with an effect that auggested

Board of Education Approves Plans for More Extensive Work

Superentendent Milne's Report Shows Fine Success for Initial Night School Season and \$1,000 is appropriated for Next Season's Night Classes. Appropriation Made for Summer School. Hickey Again Named President of Board.

querque board of education. The cous expenditures for light, heating, board is using every effort to extend of education and its usefulness of the city is hood system and is succeeding according to the property made at yesterday's meeting by Superintendent John Miles. The superintendent presented a report on the work of the night school, insuefor work on the part of papits and superintendent presented a report on the superintendent presented a report on the work of the night school, imaginated last whiter for a six weeks' term, showing such complete success that the board appropriated \$1,000 for a longer night school term next year.

I think would exclude no one who really desires the work.

I carnestly recommend that this board make some provision for a night school for the coming year.

Report on Summer School.

out the plan.
M. E. Hickey was re-elected president of the beard for the coming year, with Mrs. A. B. McMillen as vice president and Mrs. E. W. Tennant as clerk. In addition to the teachers elected and announced yesterday afficiently and the parties of the Central school was transferred to the new back school was transferred to the new high school building, now nearing completion, and Janitor Farote, who wise be on the streets. has had charge of the library build-ing, was transferred to the Central

The Night School Report. Superintendent Milne's report of the night school follows: The night school conducted during the past winter had a total enroll-

ment of 136 students Classified according to accupation clerks, II; in business for self. 1: in keepers. 6: collar troners. 2: boiler makers, 5; handy man, 1; milliner, 1 41 electri teachers. J. machinists. amchinist apprentices. chain man, I. machinists' helpers. manchers, 5: junitor, 1; delivery men 4; bricklayers, 2; grocers, 3; emasen gers, 4; ministers, 1; hammer boy, 1 drill man, 1; blacksmiths, 2; cooks, 2; waiters, 3; rivet heater, 1; mail

clerk, 1; barber, 1; unclassified, 26 Classified according to age; years, 5; 45 years, 7; 16 years, 15; years, 12; 18 years, 15; 19 years, 20 years, 6; 21 years, 9; 22 years, 23 years, 3; 24 years, 2; 25 years, 26 years, 3; 27 years, 2; 25 years, 30 years, 5; 36 years, 2; 15 years, years, 1; 27 years, 1; 48 years, years, 1; unclassified, 30. So 54 years. satudents did not care to either give their age or occupation. This explains the unclassified under the two

A large majority of the students enrolled worked faithfully throughout the entire term, and many expresses regret when the term ended

preceding heads.

No regular course of study was tined for the night school, but each teacher adapted the work to the abil ity and desire of the students of his class. Those who had little or no schooling were given work in simple English and beginning arithmetic Another class was organized for popils who felt the need of additional work in addition. Subtraction, multiplication and division. Another class started with fractions. Another with decimals and percentage, and another with mensuration. Each teacher did English work that seemed to him best for the class under his charge, though all emphasized business English and letter writing. One class was formed in bookkeeping and this class did this work exclusively. All pupils were given an opportunity to take penmanship one-half hour each night benanship one-half hour each night be- • noon. We get pretty busy •

the possibility of night work next year and from the sentiment of those who were in attendance this year, the believe it is safe to estimate that 200 pupils would take advantage of this work if it were offered.

On the basis of 250 pupils the services of eight teachers would be required.

Herald office in writing, and wherever possible, in the morning.

The Herald makes no charge of the for publishing hese notices.

They are printed free and as a courtes; to the charch societies of the charch societies

A reasonable compensation would writing, and not by telephone. •

the \$2 per night for three nights per week, which would total \$5 per week and will insure correct publicator trachers' services. Sixteen weeks • tion. would cost \$76s. With the additional | ****************

Progress is the motte of the Albus (cost of janitor service and miscellan-

cost of maintaining a summer school.

Superintendent Milne's report on after consideration, was adopted and the summer school to be conducted an appropriation made for carrying during the summer of 1914 is as fol-

elected presis The purpose of a summer school is

school work regular classes should be ocnducted by the strongest teachers available. For those who should be kept off the street but who need no special help in their studies the manual training and domestic science departments should be kept open. To conduct such a summer school

in Albuquerque the services of at least two class teachers will be needed, and this number may have to be increased by one if the enrollment

nakes it necessary.

It has been decided by the board of education to use the manual train-ing instructor and the boys under his charge to repair buildings and furni-ture. This, is addition to work which could be offered in the monual training shop, will no doubt keep all the boys busy who would care to do this sort of work during the summer.

The total cost of the summer class-es thus outlined would be \$325 unless nextra grade tecaher is needed to handle the regular achool work, \$30 of It, however, could be charged

to repairs or furniture and buildings. This plan does not provide for any work above the eighth grade. Judsing from past experience there will be some call from high school pupils and if it is deemed wise by this boar a high school teacher might be em played to do this work, which will largely in the anture of intoring. there will be few students who will want to take the same kind or work

Respectfully JOHN MILNE.

PLEASE SEND YOUR CHURCH AND LODGE NOTICES IN WRITING

The teachers who gave their services are Ella M. Laftar. Myrtle Plant, George Mitchell, A. B. Stroup, Moise Hersman, J. W. Gittner and H. P. Williams. Uliams.

Judging from the inquiry regarding ♦ blerald office in writing, and ♦

"We Do What We Advertise"

THE Golden Rule Dry Goods Co.

Annual May WHITE SALE

PRESENTS

THURSDAY, MAY 7 9 A. M.

> Reduced Prices on All

MUSLIN UNDERWEAR WHITE GOODS WHITE WAISTS LACES EMBROIDERIES

SEE SPECIAL WINDOW DISPLAY VALUES

Special Value-Giving Prices on All Graduation Materials

CLOSING EXERCISES TOMORROW AFTERNOON AT HARWOOD SCHOOL

Cloring exercises of the Harwood Industrial school for girls will take place tomorrow afternoon at 2 o'clock at the school, 405 North Pourteenth Those interested are juvited to attend. The following program

will be given.

Song: When Things Don't Go to
Suit You" School The Mayor's Statement.

The Mayor's Statement.

The mayor dress his only; state of ment from his pocket and passed it to to ment from his pocket and passed it to be read. Solo, Instrumental-Walts. . . . Walsh This Felicita Ortiz.

Recitation. "Love One Another" Prestina files the removal from office of John C Song: Rock-a-Bye-Baby Primary Scholars
Alloquerque, pursuant to section 520
Ledern Cain

Ruth Webster

Frontier of Treat-Recitation: "The Modern Cain" Recitation: 'The Result of Treat-Antonio Perez grant temporar, teave of absence i Recitation: "Good-Night, Papa"

"Good-Night Papa" any officer upon good cause shows and no such officer shall leave the Role, Instrumental-"Traumeri" Ruth Webster of absence from the mayor, under Ruth Webster of absence from the mayor or penalty of fortenurs of his office. "Under ordinary circumstance Recitation: "A New Year's Story" Amelia Martinez Song. "Hear the Merry Robin" Olce Club without my perm Recitation: "The Stray Sunbeam" Leonides Montoga rant that I come Vocal: "Sing Me to Sleep" Antonio Peres the respect due Recitation: "Is It Worth the Sac-Ruth Cardero cers of the cit riffice" Recitation: "Put Yourself in His Josie Mossman seen fit to elect

CITY CONTINUES TO HAVE TROUBLE OPENING THE DITCH

Song: "White Ribbon Vibrations"

City Attorney John C. Lewis is proparing to serve notice on a woman the contra-acequis that the city must reopen in accordance with the iccilman Skinner were instructed by council last night to see that the

The owner of the house is said to have purchased the land after the ity closed the ditch, and proceeded to build under the impression that the acequia would never be reopened. The upreme court has ruled that the citmust reopen the ditch, and it is up to the city to get the house out of the

Hall's Catarrh Cure is taken in-ternally, acting directly upon the blood and mucous surfaces of the sys-tem. Testimonials sent Drec. Price 75 cents per bottle. Sold by all drug-siets.

ake this action are briefly reported you as follows: "When the first meeting of this

ouncil was held subsequent to my action, I had not seriously considered any person as successor to present city attorney. During the progress of that meeting, a question from as to the right of the mayor use his rote upon the question of con firming nominations when the countries was equally divided. Not certain a to my power or duty under the law I submitted that question to the city attorney in good faith, and was ad vised by him positively that I had no such right. This advice being chal-leaged by other persons present. I did Brief but Pointed Resolution officer or the council by acting con-Commends City Attorney trary to his advice, without apportus ity for further investigation, and a took the matter under consideration and Repudiates Mayor's Ac-After the close of the meeting, my attention was called to section 2456 of the compiled laws of New Mexico

which provides: "The corporate authority of cities organised under this act shall be yested in a mayor and a board of aidernen, to be denominated the city cour-

Executive Reviews Course of 'And in section 2466 of the same Events Since He Entered

law, it is provided:
"The mayor shall be the presiding officer and shall vote when there is a tie vote, but not otherwise. He shall, in addition to the duties now devolving upon him by law, have fulf Upon Tumultous Public Career and Seeks to Justify power to nominate all appointive of-ficers, and if the person so nominated shall receive a majority of the votes of the city council, then they shall for his trip to Santa Fe, the council hold their offices for the term for last night administered a stinging re- which they were appointed."

"These provisions of law would seem to be entirely clear and not open buke to Mayor Boatright for his "reoval" of Mr. Lewis from office, and diagly repudiated the mayor's action the city council is not composed of the addressing to the city council is not composed of the apinion of many people of different addressing Dr. W. B. Caldwell, 413 the addressing Dr. W. B. Caldwell, 413 to the addressing Dr. W. B. Caldwell, 413 o doubt or dispute. They say that case of a tie, but there is no distinc ffect of continuing Mr. Lowis as the tion or restriction upon the question ity's legal adviser. The mayor, in statement to the council admitted spon which he may vote when there in a tie.

"I am advised by several compe tent lawyers that there is no doubt dispute about this proposition under our statute, and that wherever the question has been raised in cour under statutes at all like the one above quoted, the decisions have been uniformly to that effect, and I am lorced to the prinful conclusion that the city attorney was either ignorant of the provisions of the statute when gave me the advice, or elso he iberately misstated the law. If he id not know the provisions of the statute, he should in all fairness have nformed me and the council that he did not know, and not advised posi-tively that I had no such right. If he did know that he was wrongfully advising, then further comment is unnecessary. In either case, he assumed in give me positive incorrect advisas to the law, with the apparent putpose of endeavoring to prevent my confirming in office my choice as igninst the then incumbent in the office of city marshal, who, tike himself, was the appointee of an ad-ministration defeated by the people

"When the meeting of the council

was called by me on the 27th of April, after I had been convinced that the advice of the city attorney, reviously given me, was wrong, and that it was my undoubted right to at the right of the mayoral platform ote on my appointments, I am credtably informed that the city attorney eined in planning the effort that as afterward made to prevent asting my vote. In that meeting the city attorney, for the purpose of preventing me from voting to con ony proposition, and I. as mayor and ent city attorney. presiding officer to the council, was then attempting to cast my vote. The same rule further provides that the action of the mayor in declaring the motion not in order, was conclusive unless properly appealed from to the uncil and no such appeal was ta-

> "While this latter proposition perhaps, a minor one, from the city tiorney's standpoint, it does tend to show the attitude of the city afterney towards the mayor and questions in which he is interested.

"Following this meeting, at which the mayor deciared his nominee duly onfirmed as cty marshal, the city attorney immediately showed himself in the attitude of the paid attorney and defender of the former incumbent in the office of city and in that attitude, and for the purpose of defeating the will of the with him left the city in the night time and then, in the neighboring city, to which he had gone, made sworn statement to the judge of the district court that the mayor was using force and threatening to use force in ousting the lawful incumbent rom a city office and putting in anther. It is well known, to some, at cast, of the members of the council, that the mayer had taken no part in the efforts to take pomession of the office, other than to cast his vote and sign a climmission, and the same fact was fully known to the cir at terney at the time he made his worn statement to the court in San-

"The foregoing circumstances have caused the mayor to lose all faith and confidence in the advice of the o come into the store city attorney, and as it is absolutely a Priend," remarked necessary to the orderly conduct of nother if she ham't the city affairs that the mayor shall add embrocation is the continually advised and aided by the papers to much the city attorney, it is impossible for the present mayor properly to carry out the duties of his office if he mustles, thing lubricant, pene-tharacter of whose advice he can no longer have any confidence. In this cal interest but merely the welfare od. The cords, ten-ore thus permitted to more fact of the unauthorized ab-corresponding surface sence of the city attorney may seem senter of the city attorney may seem the particularly to young particularly to young particularly to young medial application of since in thus keeping that it was part of an apparent that pliant it enables to the ordeal without the ordeal without the ordeal without the ordeal without the particularly setten the case of conduct, having for its object the defeat of the mayor in an effort to carry out the policies which the bight resons. them to go through the ordeal without them to go through the ordeal without them to go through the ordeal without the case when the selected to carry out the policies which "Mother's Friend" is highly recommended by a host of women. Write first field the people of Albuquerque elected him to perform, he feels that he could not in honor take any other additional through the people of Albuquerque elected him to perform, he feels that he could not in honor take any other could not

Old People Need A Bowel Stimulant

The Ideal One Is a Mild Lasative-Tonic That Will Keep the Bowels Gently Active.

Healthy old age is so absolute's ependent upon the condition of the bowels that great care should be taken to see that they act regularis The fact is that as size advances the stomach muscles become weak an mactive and the liver does not store up the juices that are necessary to prompt digestion.

Some help can be obtained by ear ing easily discated foods and by plent; of exercise, but this latter is irksomto most elderly people. One thing certain that a state of constipation should always be avoided, as it dangerous to life and health. To an often as is deemed necessary. But with equal certainty it is suggested; that catharties, purgatives, physics, salts and pills be avoided, as they do but temporary good and are harsh as to be a shock to a delicate system.

A much better plan and one that thousands of elderly people are fol-lowing is to take a gentle taxative themselves of its merits, they buy the only like Dr. Caldwell's Syrup Pepas is possible. In fact, the tendence of this remedy is to strengthen the stomach and howel muscles and so suggestions train them to act naturally again good results. when medicines of all kinds can



MRS. MARY A. P. DAVIDSON

nd because of her sedentary halits the duy she began taking Dr. Cald. well's Strup Pepsin she has had no further inconvenience and naturally she is glad to say kind things of this remedy

druggist at lifty cents or one dollar. People usually buy the fifty cont sixo dellar size which is more economical. in, which acts as nearly like nature Results are always guaranteed or is possible. In fact, the tendency money will be refunded. Elderiv persons of both sexes can follow these suggestions with every assurance of

Families wishing to try a free sam-

the council of his acts.

"The action taken by me in notifying the city attorney of his removal was in accordance with what I understood to be my right and duty under the section and the above quoted. Since that time. The council chamber was crowded however, I have been advised that to its limit with spectators, but not there is a question as to the validity the slightest demonstration one way of that ordinance, and my consequent right to act summarily in removing an officer under its terms. ! have neither wish nor intention act in any manner contrary to the provisions of the law or to assume exercise any powers that properly belong to the city council and I therefore, report to you my action for such further proceedings, if any, as the law may authorize or require "It is my earnest desire to carry

clean city

Respectfully submitted.

(S)gned) reason for disqualifying the pres-

Councilmen Hammand and Gibson.

and he takes this occasion to advise tempt to carry through his plan to jam George H. Thomas into office as city marshal at the meeting a week ago, were the only members voted against the resolution. Counolimen Scheer, Coen, Skinner, Gruns

ordinance feld, Gilbert and Hust voted for it council chamber was crowded or another followed the passage of the resolution.

BIGGEST LAND SALE OF RECENT YEARS IS CLOSED AT LAS CRUCES

Las Cruces, N. M., May 1 .- One of the largest land sales made in recent years in the Menilla valley was closed Saturday when W. N. Huger sold the of Albuqurque as expressed at the 1660 acres, to a syndicate of Las Cruof Albuqurque as expressed at the polis when I was elected, and there is no doubt as to the issues that were before the people in that election. I can not carry out my pledges if I am hampered by officers entirely out of sympathy with and who vigorously fought these principles during and sance the election, and at an early date I will endeavor to secure and nominate a city attorney of standing nominate a city attorney of standing last very large tract on the market and ability, in whom both you and I The tract will be cut into five-ners can have confidence, and who will tracts and sold improvements will assist and advise me in redeeming probably be made upon it. It runs the pledges made to the people of an nearly up to and within a mile of honest, businesslike, efficient and Rincon and makes a strip three miles long by two miles wide. Hincon is to be congratulated on this good for-Signed) "D. H. Boatright." tune, as five-acre owners are likely Councilman Hust made the only to be pretty thick there and Rincon comment on the statement. The only can not but profit shit. Mr. Hager excuse advanced for removing Mr. firm my choice, again advised that comment on the statement. The only a motion to adjourn was always in excuse advanced for removing Mr. Lewis he said, seemed to be his trip of this council provide in express to Santa Fc. There were no charges forms that such a motion is not in against Mr. Lewis and he could see land.

> The HERALD Want Ads get who supported the mayor in his at- the best results.

State National Bank

Of Albuquerque, New Mexico, Organized April 18th, 1904. UNITED STATES DEPOSITORY



We opened this bank, confident in the belief that good acvice would bring good business. Our expectations have been more than realized.

To all our customers and friends we extend greetings and respectfully solicit their continued good will and patronage.

Those who are not our customers are invited to give us

LOANS.	DEPOSITS
210,221.81	194.635.57
463,174.54	483,241.3
415,308.29 531,984.85	473,050.0 624,828.6
636,725,88 702,863,33	\$61,429,51 F98,420,17
827,075,02 895,378.63	1,185,615,51
209,545.14	1,274 788,51

We call attention to the growth of our leans and deposits as shown above, which are the figures as shown by our books at the close of business on April 18th, each year since the bank opened for business.





s a very appropriate time to erect a monument.

Our stock embraces a complete assortment of \$ the latest and Most substantial designs.

Watch this space for MONUMENTAL HINTS, beginning Wednesday. Call and see us, or

JONES BOWERS MONUMENT CO.

215 East Central ALBUQUERQUE, N. M.

We offer One Hundred Dollars Re-ward for any case of Calarrh that canont be cured by Hall's Catarrh

Canont be cared by Rau's Catar's Cure.

F. J. CHENEY & CO., Toledo, O. We, the undersigned, have known P. J. Chency for the last 15 years, and believe him perfectly honorable in all business transactions and financially able to carry out any obligations made by his firm.

NATIONAL BANK OF COMMERCE.

ALBUQUERQUE, N., M. | giets Take Hall's Family Pills for constitution.

Men Pay Homage to Mother's Friend

"The reasons which induced me t



network of nerves and has a marked the muscular strain and, flat abdominal done and ligaments atretch without the strain so often into of expectation. And mothers is this re-inestimable value the muscles firm